



U.S. Department of Justice

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*Civil Division*

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May 22, 2024

**Via ECF**

Hon. Cathy L. Waldor, U.S.M.J.  
United States District Court  
Martin Luther King Bldg. & U.S. Courthouse  
50 Walnut Street  
Newark, NJ 07102

**Re: *Pergament & Cepeda LLP v. SBA*, Civil Action No. 23-cv-21632**  
**Notice of Conditional Settlement and Request for 60-Day Order**

Dear Judge Waldor:

This Office represents defendant U.S. Small Business Administration in the above-referenced matter. We write with the consent of Plaintiffs' counsel to inform the Court that the parties have reached a preliminary settlement subject to finalizing the terms of a settlement agreement and Plaintiffs' reorganization of their current business entity, among other conditions.

As the parties work toward finalizing this settlement, and to avoid unnecessary litigation expenses or judicial resources, we respectfully request that the Court issue a "60-day order" administratively terminating this case without prejudice under Local Civil Rule 41.1(b).

If this proposal is acceptable to the Court, we respectfully request that Your Honor "so order" this letter and have the clerk file it on the docket. Thank you very much for your time and consideration of this matter.

Respectfully submitted,

PHILIP R. SELLINGER  
United States Attorney

By: /s/ John F. Basiak Jr.  
JOHN F. BASIAK JR.  
TASHA M. BRADT  
Assistant United States Attorneys  
*Attorneys for the SBA*

cc: Avi Frisch (counsel for Plaintiffs)

*So Ordered on 5/23/2024:*

  
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William J. Martini, U.S.D.J.